

STATE OF TEXAS §  
COUNTIES OF ARANSAS §  
SAN PATRICIO AND NUECES §  
CITY OF ARANSAS PASS §

On this the 6<sup>th</sup> day of March, 2006 the City Council of the City of Aransas Pass convened in a Regular Council Meeting being open to the Public at the regular meeting place thereof in the City Hall and notice of said meeting giving the time, place, date and subject hereof having been posted and prescribed by Chapter 551 of the Texas Government Code with the following attendance to wit constituting a quorum.

PRESENT	Jesus Galvan, Dorothy Roberts, Frank Hametner, Grace Chapa, Jay Attaway,	Mayor Mayor Pro Tempore Councilmember Councilmember Councilmember
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ABSENT:

ADMINISTRATIVE PERSONNEL PRESENT:	Scott Thompson, Allen Lawrence, Ada Owens,	City Manager City Attorney Interim City Secretary
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ADMINISTRATIVE PERSONNEL ABSENT:	None.
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STAFF PRESENT:	Gretchen Black Darren Gurley, Frank Truitt,	Assistant City Manager Director of Public Works City Inspector
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OTHERS PRESENT: Ralph and Lu Arcemont, Robert R. Conelly and Emily Rozypal with WKMC Architects, Billy Ellis, Donald and Jeanie Brummett, Ed Heger with Texas Parks & Wildlife Department, Karl Lovette, Wilma Anderson, Jerry Anderson, Jerry Wellman, Pam Benson, Pam Martin, Walter Minnich, Lisa Burgess with The Herald newspaper, Belinda Ritz, Dennis Lugg, Pete Martinez, Gilbert Ritz, Billy Pearson with Texas Service, Margaret Garrett, Earl Buckmaster, Patty Gilden, Rose Mary Upton, Irene Irely, Nancy Allen, Linda Galvan, O. Hyatt, Phillip Hyatt, Jay Masterson, Beth Wilson, Eva Young

(There may have been others present who did not sign in).

**ITEM 1. CALL MEETING TO ORDER.**

Mayor Galvan called the meeting to Order at 7:00 p.m. on March 6, 2006.

**ITEM 2. INVOCATION AND PLEDGE OF ALLEGIANCE TO THE UNITED STATES FLAG AND THE TEXAS FLAG.**

Councilmember Hametner gave the Invocation.

Mayor Pro Tempore Roberts led the Pledge of Allegiance to the United States Flag and the Texas Flag.

**ITEM 4. CONSENT AGENDA – “All of the Following items on the Consent Agenda are considered to be routine by the City Council and will be enacted with one**

*motion. There will be no separate discussion of these items unless a Councilmember so requests. If discussion is desired that item will be removed from the Consent Agenda and will be considered separately".*

- A. Approval of Minutes of a Regular Meeting of February 20, 2006.**
- B. Ordinance 2006-3891 – An Ordinance of the City of Aransas Pass, Texas Granting Request of Import Auto/Ahmad Farahnakian for a Renewal of his Conditional Use Permit to Continue the Operation of a Used Car Lot at 161 N. Commercial, Lots 1 thru 4, Block 547, Old Town Site.**

Councilmember Hametner made the motion to approve the Consent Agenda Items A and B. Councilmember Chapa seconded the motion and the motion carried unanimously.

**ITEM 5.**

**PRESENTATION BY THE PORT OF CORPUS CHRISTI – AN UPDATE ON THE LA QUINTA TRADE GATEWAY PROJECT IN SAN PATRICIO COUNTY.**

Mayor Galvan made the recommendation to table Item 5 for a time when the representative from the Port of Corpus Christi could be present.

Councilmember Chapa made the motion to table Item 5 until such time the Port of Corpus Christi representative could be present. Councilmember Hametner seconded the motion and the motion carried unanimously.

**ITEM 6.**

**SUMMARY BY THE TEXAS PARKS AND WILDLIFE DEPARTMENT REGARDING NEW REGULATION AIMED AT CONSERVATION OF THE SEAGRASSES IN THE REDFISH BAY SCIENTIFIC AREA.**

Mr. Ed Heger, Texas Parks & Wildlife Department (TPWD) Regional Director for the southern half of the Coast distributed information pertaining to the preservation of seagrasses to the Mayor and Council. Mr. Heger stated new boating regulations would be going into effect May 1, 2006. Approximately eight years ago the TPWD, the Texas Commission on Environmental Quality (TCEQ) and other conservation agencies realized the seagrasses all along the Texas coast were being destroyed and as a result Redfish Bay from Rockport through Ingleside was designated the Redfish Bay Scientific Area in an attempt to educate the public to preserve the five local species of seagrasses in the area. Mr. Heger explained the importance of seagrasses in preserving the environment and the new regulations and penalties for violating those regulations.

Councilmember Hametner asked Mr. Heger would buoys be placed in Redfish Bay to indicate where boat propellers should not run deep?

Mr. Heger stated no, placing buoys in navigable waters would be in conflict with the Coast Guard and the Army Corps of Engineers. Mr. Heger stated a big map indicating the protected seagrass areas would

be placed by boat ramps. Mr. Heger explained the different methods of marking the seagrass areas.

Upon conclusion of the presentation Mayor Galvan thanked Mr. Heger for attending the meeting and providing the update.

**ITEM 7.**

**CONSIDER A RESOLUTION (2006-549) AUTHORIZING THE AMENDMENT OF AUTHORIZED REPRESENTATIVES FOR THE CITY'S INVESTMENT FUND, TEXPOOL, TO ADD THE ASSISTANT CITY MANAGER AND CITY SECRETARY AS AUTHORIZED REPRESENTATIVES.**

Councilmember Hametner made the motion to approve the amendment of authorized representatives for the City's investment fund, TexPool, to add Gretchen Black, Assistant City Manager and Ada Owens, Interim City Secretary as authorized representatives. Mayor Pro Tempore Roberts seconded the motion and the motion carried unanimously.

**ITEM 8.**

**CONSIDER A RESOLUTION (206-550) AUTHORIZING TAX RESALE OF LOT 14, BLOCK 786, ARANSAS PASS TOWNSITE.**

During Council discussions, Councilmember Attaway stated he did not think the current value was correct and recommended that the Council table this item until the current value could be verified.

Councilmember Attaway made the motion to table authorizing the tax resale of Lot 14, Block 786 until the current value could be verified. Councilmember Chapa seconded the motion and the motion carried unanimously.

**ITEM 9.**

**CONSIDER A RESOLUTION (2006-551) AUTHORIZING TAX RESALE OF LOT 6, BLOCK 744, ARANSAS PASS TOWNSITE.**

During Council discussions it was also noted that a decision on this property also be tabled for further evaluation.

Councilmember Chapa made the motion to table authorizing the tax resale of Lot 6, Block 744 until the current value could be verified. Councilmember Hametner seconded the motion and the motion carried unanimously.

**ITEM 10.**

**CONSIDER AN INTERLOCAL COOPERATION CONTRACT WITH THE TEXAS DEPARTMENT OF PUBLIC SAFETY (TDPS) TO PARTICIPATE IN THE STATE FAILURE TO APPEAR PROGRAM.**

The City Manager stated this was the OMNI Program that has been discussed before with Council. He stated that the Interlocal agreement will allow the City to tap into the State's network and prevent people with outstanding warrants that do not appear in Court and pay their warrants from renewing their driver license until their warrants are paid.

Councilmember Chapa made the motion to enter into an Interlocal contract with the TDPS to participate in the State Failure to Appear Program. Councilmember Hametner seconded the motion and the motion carried unanimously.

**ITEM 11.**

**A JOINT MEETING OF THE CITY COUNCIL AND THE ARANSAS PASS MUNICIPAL DEVELOPMENT DISTRICT IS CALLED FOR MARCH 14, 2006 AT 7:00 P.M. AT CITY HALL.**

Mayor Galvan called a joint meeting of the City Council and the Aransas Pass Municipal Development District (APMDD) for March 14, 2006 at 7:00 p.m. at City Hall.

Councilmember Hametner asked was the meeting a workshop type meeting?

Mayor Galvan stated yes.

Councilmember Hametner made the motion to hold a joint meeting with the City Council and APMDD on March 14, 2006 at 7:00 p.m. at City Hall. Mayor Pro Tempore Roberts seconded the motion and the motion carried unanimously.

**ITEM 3.**

**CITIZEN'S COMMENTS**

Mr. Billy Ellis stated he did not think selling Conn Brown Harbor was a good idea until the City could get squared away with the General Land Office. Mr. Ellis stated the Harbor is the only asset the City has.

Mr. Jerry Wellman stated he was proud of the City for making the decision to award a contract for Conn Brown Harbor. Mr. Wellman stated the City needs to organize and move on to improving the infrastructure and building a community center.

Ms. Margaret Garrett requested to be placed on the March 20, 2006 agenda to bring forth the request of the Commercial Shrimp Industry and interested citizens of Aransas Pass, Texas to request the Mayor and Councilmembers give the old shrimp mascot to the shrimp industry to have and to hold, allowing the industry to remove the shrimp from where it is presently stored, have the shrimp repaired and place the shrimp on the Harbor at the end of Bigelow Street at the far end of the park near the shrimp boat channel and the Gulf Intracoastal Waterway crossing, which is the entry to the Harbor on the turning basin.

Ms. Garret requested she be placed on one of the April, 2006 agendas to request a Proclamation be executed recognizing the annual Blessing of the Fleets that is planned for May 13, 2006.

Ms. Garret requested she be placed on one of the May, 2006 agendas to request a Proclamation be executed recognizing the month of June 2006 as The Children of the Choctaw Nation Month. Ms. Garrett stated the annual visit of the children from the Choctaw Nation would be in June, 2006.

**ITEM 12.**

**RECESS REGULAR MEETING AND RETIRE TO EXECUTIVE SESSION PURSUANT TO CHAPTER 551 OF TEXAS GOVERNMENT CODE.**

Section 551.072 – Real Property, Discussion of Property Appraisals and Construction of Community Center.

Section 551.074, Personnel matters, City Secretary Hiring Procedures

Recessed into Executive Session at 7:33 p.m.

**ITEM 13.**

**RECONVENE IN REGULAR MEETING AND CONSIDER AND ACT  
ON FINDINGS OF EXECUTIVE SESSION.**

Section 551.072 – Real Property, Discussion of Property Appraisals  
and Construction of Community Center.

Section 551.074, Personnel matters, City Secretary Hiring Procedures

Reconvened at 8:04 p.m.

City Attorney Allen Lawrence stated there was no action needed.

**ITEM 14.**

**ADJOURNMENT OF MEETING.**

Mayor Galvan adjourned the meeting at 8:18 p.m.

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Jesus Galvan, Mayor

ATTEST:

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Ada Owens, Interim City Secretary